IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.35075 of 2008
GOPI KANT MISHRA son of late Lila Kant Mishra, resident of Village Pipraun, P.S. Harlakhi, Dist. Madhubani------petitioner

Versus
STATE OF BIHAR----------opp.party
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3. 11.11.2008 Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in a police case registered under Sections 364,302 and 120B/34 of the Penal Code.

Alleging false implication it is submitted that the petitioner has been implicated allegedly on the ground that he did not approve of the love relationship between his daughter and the deceased. During supervision the plea of alibi has been found correct that the petitioner was on duty in Army and was not present in the village at the time of the occurrence. In so far as the aspect of conspiracy is concerned, no further material has transpired during investigation till now.

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Counsel for the State fairly states that conspiracy is still being examined.

In the facts and circumstances, let the petitioner surrender in the court below within a period of four weeks from today when he shall be

enlarged on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate,Madhubani, in connection with Harlekhi P.S.case no. 151 of 2007 subject to the conditions laid down under Section 438(2) Cr.P.C. during the period of investigation till submission of chargesheet. If chargesheet is submitted on allegation of conspiracy, the petitioner shall be required to surrender and seek regular bail.

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(Navin Sinha,J.)

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